

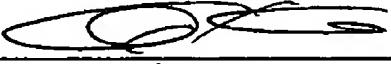


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FACSIMILE TRANSMISSION**ISSUE FEE TRANSMITTAL, PUBLICATION FEE
AND LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS****ATTORNEY DOCKET NO.: SPINE 3.0-455 CIP****APPLICATION NO.: 10/688,632****CONFIRMATION NO.: 2586****MAILING DATE OF NOTICE OF ALLOWANCE: August 11, 2004****FAX NUMBER: (703) 746-4000****PAGES INCLUDING COVER SHEET: 3****PLEASE ACKNOWLEDGE RECEIPT TO SENDER AT (908) 654-7866.****CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

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on November 11, 2004
Date



Signature

Arnold H. Krumholz; Reg. No. 25,428

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Docket No.: SPINE 3.0-455 CIP
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Errico et al.

Application No.: 10/688,632

Confirmation No.: 2586

Filed: October 17, 2003

Art Unit: 3731

For: INSTRUMENTATION AND METHODS FOR
USE IN IMPLANTING A CERVICAL DISC
REPLACEMENT DEVICE

Examiner: D. J. Davis

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

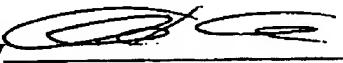
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Assignee, SpineCore, Inc. hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

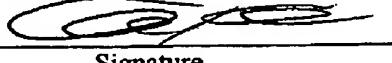
Dated: November 11, 2004

Respectfully submitted,

By 
Arnold H. Krumholz
 Registration No.: 25,428
 LERNER, DAVID, LITTBENBERG,
 KRUMHOLZ & MENTLIK, LLP
 600 South Avenue West
 Westfield, New Jersey 07090
 (908) 654-5000
 Attorney for Applicant

CERTIFICATION OF FACSIMILE TRANSMISSION

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